

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CUSTOMER NO. 22927

Applicants: WALKER et al.
Application No.: 09/542,676
Filed: April 3, 2000
Title: METHOD AND DEVICE FOR GENERATING A SINGLE-
USE FINANCIAL ACCOUNT NUMBER

Attorney Docket No. 96-059-1

Group Art Unit: 3628
Examiner: Frantzy POINVIL

PETITION

for Revival of an Application for Patent

Abandoned Unintentionally Under 37 C.F.R. § 1.137(b) (Large Entity)

Remarks by Applicants

MS Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

To Whom It May Concern:

The present Application was unintentionally abandoned for failure to timely pay the required issue fee and publication fee within three months from the mailing date of the Notice of Allowance. Please see enclosed copy of Notice of

Abandonment dated July 5, 2006. Applicants herein petition for revival of this application.

Despite filing the Part B Fee Transmittal on November 18, 2005 and authorizing the payment of the issue fee and publication fee, Applicants' Deposit Account No. 50-0271 contained insufficient funds to cover the cost of the issue fee. The publication fee of \$300 was deducted from Applicants' Deposit Account No. 50-0271 by the USPTO on November 22, 2005. Applicants' failure to replenish Deposit Account No. 50-0271 was unintentional.

Deposit Account No. 50-0271 has been replenished to accommodate any forthcoming authorized charges.

Conclusion


For the foregoing reasons, Applicants maintain that the present Application was unintentionally abandoned and respectfully request revival of the same.

Because Applicants previously filed a Part B Fee Transmittal, Amendment After Allowance and Transmittal Letter on November 18, 2005 in response to the Notice of Allowance mailed September 8, 2005, the Office has acknowledged receipt of that response, and Applicants herein authorize charging the required fees to the deposit account, no further reply is believed to be due at this time.

Fees

Applicants herein authorize the Commissioner to debit Deposit Account No. 50-0271 in the amount of \$2,900 for payment of issue fee and the fee for this petition. Applicants herein authorize the Commissioner to charge any additional fees associated with this Petition or credit any overpayment to Deposit Account No. 50-0271.

November 7, 2006
Date



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COPY

Notice of Abandonment

Application No.

09/542,676

Examiner

POINVIL

Applicant(s)

WALKER

Art Unit

3628

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. ☐ Applicant's failure to timely file a proper reply to the Office letter mailed on _____.
 - (a) ☐ A reply was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.
 - (b) ☐ A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection. (A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
 - (c) ☐ A reply was received on _____ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
 - (d) ☐ No reply has been received.
2. ☒ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 - (a) ☐ The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 - (b) ☒ The submitted fee of \$300 is insufficient. A balance of \$700 is due.
The issue fee required by 37 CFR 1.18 is \$700. The publication fee, if required by 37 CFR 1.18(d), is \$300.
 - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 - (a) ☐ Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
 - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☐ The reason(s) below:

lgd

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.